

## Message Text

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PAGE 01 STATE 098273  
ORIGIN COME-00

INFO OCT-01 ARA-14 ISO-00 EB-08 L-03 AF-10 /036 R

DRAFTED BY COM/BED/CAGNE/JHEARN:DGE  
APPROVED BY EB/OCA/CM/JJREILLY  
COM/BED/CAGNE/PBHALE  
COM/DAGC/ITA/KKNOWLES  
COM/DAS/TR/SMARCUSS  
STATE/ARA/ECP/WSKOK

-----054427 181127Z /21

R 180330Z APR 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PORT OF SPAIN

UNCLAS STATE 098273

E.O. 11652:N/A

TAGS:TAGS: TD

SUBJECT:APPLICABILITY OF EXPORT ADMINISTRATION ACT (EAA)  
'REGULATIONS TO TRINIDAD AND TOBAGO BAN ON TRADE WITH SOUTH  
AFRICA

REF: PORT OF SPAIN 0009

1. BOYCOTT OF SOUTH AFRICA NOT A "SANCTIONED" BOYCOTT FOR  
PURPOSES OF EAA; THUS, ACTIVITIES IN COMPLIANCE WITH SUCH  
BOYCOTT ARE GENERALLY WITHIN LAW'S PROHIBITIONS.

2. FOR A PARTICULAR TRANSACTION TO BE COVERED BY PRO-  
VISIONS OF COMMERCE IMPLEMENTING REGULATIONS, HOWEVER, IT  
MUST INVOLVE AN ACTIVITY: (1) BY A U.S. PERSON, AS DE-  
FINED SECTION 369.1 (B) AND (C) OF REGULATIONS; AND (2)  
WHICH IS IN INTERSTATE OF FOREIGN COMMERCE OF U.S., AS  
DEFINED SECTION 369.1 (D) OF REGULATIONS. IF EITHER THESE  
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CONDITIONS IS ABSENT, THEN ACTIVITY IS NOT SUBJECT TO THE  
PROHIBITIONS OF THE LAW AND REGULATIONS. MORE DEFINITIVE  
ANSWER TO QUESTION RAISED REFTEL NOT POSSIBLE, SINCE  
ANSWER WOULD DEPEND ON ALL CIRCUMSTANCES OF A PARTICULAR  
TRANSACTION.

3. EVEN IF CONDITIONS ARE SUCH THAT ACTIVITY FALLS UNDER

ONE OF THE PROHIBITIONS IN THE REGULATIONS, ACTIVITY  
NEVERTHELESS MAY BE PERMISSIBLE IF COVERED BY ONE OF THE  
EXCEPTIONS. THUS, EXCEPTION FOR COMPLIANCE WITH EXPORT  
REQUIREMENTS OF A BOYCOTTING COUNTRY (SECTION 369.3 (D))  
PERMITS U.S. PERSON TO COMPLY WITH BOYCOTTING COUNTRY'S  
RESTRICTIONS ON DIRECT OR INDIRECT SHIPMENT OF EXPORTS  
FROM ITS TERRITORY TO THE BOYCOTTED COUNTRY. TRINIDAD  
AND TABAGO SITUATION DESCRIBED REFTEL APPEARS TO FALL  
WITHIN THIS EXCEPTION.

4. REGRET DELAY IN RESPONSE. CHRISTOPHER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRADE LAW, BOYCOTTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 18 apr 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 jan 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE098273  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DGE  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Previous Classification:** n/a  
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**Reference:** 78 PORT OF SPAIN 9  
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**Review Content Flags:**  
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**Review Event:**  
**Review Exemptions:** n/a  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2931171  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** APPLICABILITY OF EXPORT ADMINISTRATION ACT (EAA) \REGULATIONS TO TRINIDAD AND TOBAGO BAN ON TRADE WITH SOUTH AFRICA  
**TAGS:** ESTC, ETRD, TD, SF  
**To:** PORT OF SPAIN  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/968507ac-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014